# McDermott Will&Emery

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**FACSIMILE** 

Date: Fo	bruary 1, 2006	Time Sent:				
To:		Facsimile No:	Telephone No:			
Examiner Tu U.S. Patent &	an C. TO z Trademark Office	(571) 273-6985 and (571) 273-8300	(571) 272-6985			
From:	Cathi Thoorsell, Assistant to Wei-Chen Nicholas Chen	Direct Phone:	650.813.5026			
E-Mail:	nchen@mwe.com	Direct Fax:	650.813.5100			
Direct Phone	: 650-813-5195	Number of Pages, Including Cover:				

Re:

### IMPORTANT COMMUNICATION FOR THE U.S. PATENT AND TRADEMARK OFFICE

## PLEASE PROVIDE RETURN ACKNOWLEDGMENT OF RECEIPT VIA FACSIMILE

Re: U.S. Patent Application No. 10/656,173
For: DRIVING ASSIST SYSTEM FOR VEHICLE

Inventor: Shunsuke HIJIKATA
Our Docket Reference: 61355-046

Papers included in this filing:

1. Supplemental Amendment filed January 12, 2006, with the USPTO.

2. This filing is responsive to the Notice of Non-Compliant Amendment (37 CFR 1.121) from the USPTO dated January 4, 2006, also attached for your reference.

Per our telephone call of today, I enclose the Supplemental Amendment regarding claim 11. This filing should satisfy the Notice of Non-Compliant Amendment received by your office, dated January 4, 2006. Please let me know if there is anything further you would need, otherwise we will consider this Response timely filed in respect to the Notice Of Non-Compliance.

Thank you,

Cathi L.G. Thoorsell, Assistant to W. Nicholas Chen

Legal Secretary, Patent Department

McDermott Will & Emery LLP

3150 Porter Drive

Palo Alto, California 94303-1212 Direct Phone: 650-813-5195 Phone: 650-813-5000

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### IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL AS SOON AS POSSIBLE.

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U.S. practice conducted through McDermott Will & Emery LLP.

3150 Porter Drive

Palo Alto, Catifornia 94304-1212

Telephone: 650.813.5000

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Docket No.: 61355-046 PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

: Customer Number: 20277

Shunsuke HUIKATA

Confirmation Number: 9940

Serial No.: 10/656,173

: Group Art Unit: 3663

Filed: September 08, 2003

: Examiner: T. C. To

For:

DRIVING ASSIST SYSTEM FOR VEHICLE

## TRANSMITTAL

Dear Sir:

Transmitted herewith is a Supplemental Amendment in the above-identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached:

Request for Refund; and

return postcard

The fee has been calculated as shown below:

The ree has been calcul	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE				
Total Claims	18	-20	0	\$18.00=	\$0.00				
Independent Claims	4	-3	1	\$84.00 =	\$84.00				
		Multiple claims	newly present	ed	\$0.00				
		Basic Fee	Basic Fee						
		Total of initial fi	\$834,00						
Independent Claims a Amendment October	fter 11, 200	4	1	\$200.00	\$200.00				
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Request for Refund a Supplemental Amend January 12, 2006	fter ment filed	5	-1		\$-200,00				
		Total of fees aft	\$834,00						
		Total requested	<\$200.00>						

- Please refund my Deposit Account No. 500417 in the amount of \$200.00, per the Request for Refund. An additional copy of this transmittal sheet is submitted herewith.
- The Commissioner is hereby authorized to charge payment of any fees associated with this

Serial No.: 10/656,173

filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP

Please recognize our Customer No. 20277

as our correspondence address.

Wei-Chen Nicholas Chen Registration No. 56,665

600 13<sup>th</sup> Street, N.W. Washington, DC 20005-3096 (202) 756-8000 WC:ct Facsimile: (202) 756-8087

Date: January 12, 2006

Docket No.: 61355-046 PATENT

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 20277

Shunsuke HIJIKATA

Confirmation Number: 9940

Serial No.: 10/656,173

Group Art Unit: 3663

Filed: September 08, 2003

Examiner: T. C. To

For: DRIVING ASSIST SYSTEM FOR VEHICLE

#### **CERTIFICATE OF MAILING UNDER 37 CFR 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on <u>January 12, 2006</u>.

Cathi L. G. Thoorsell

#### SUPPLEMENTAL AMENDMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This Supplemental Amendment is provided to correct an inadvertent deletion of text in Claim 11 from the amendment filed on October 11, 2005, in response to the Office Action dated July 11, 2005. The replacement of the erroneous deleted text into the Amendment does not change the scope of the claim, but reverts the claim back to the original claim language.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 10 of this paper.